



General Assembly

January Session, 2009

Raised Bill No. 916

LCO No. 3293

03293_____GAE

Referred to Committee on Government Administration and Elections

Introduced by:
(GAE)

***AN ACT CONCERNING CERTAIN ELECTION PROCEDURES
RELATING TO THE GENERAL ASSEMBLY AND CONGRESSIONAL
REDISTRICTING.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 9-169g of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2009*):

3 (a) The town clerk of any municipality (1) which is divided between
4 two or more assembly districts, two or more senatorial districts or two
5 or more congressional districts, or (2) which is not divided between
6 any such districts but is divided into two or more voting districts for
7 General Assembly or congressional elections, shall submit to the
8 Secretary of the State a street map of the municipality which indicates
9 the boundary lines of the voting districts established by the
10 municipality in accordance with sections 9-169, 9-169a and 9-169d. The
11 town clerk shall submit such map to the secretary [(A) not later than
12 July 30, 1997, if any such division is in effect on July 1, 1997, or, if no
13 such division is in effect on July 1, 1997,] in a printed or electronic
14 format prescribed by the secretary (A) not later than thirty days after

15 any such division first takes effect, and (B) not later than thirty days
16 after any change in any such division takes effect. The Secretary of the
17 State may impose a fine of fifty dollars on each town clerk who fails to
18 comply with the provisions of this subsection.

19 (b) The Secretary of the State shall make such maps available to the
20 General Assembly, for use by the General Assembly in carrying out its
21 responsibilities under (1) Article XXVI of the Amendments to the
22 Constitution of Connecticut, or any subsequent corresponding state
23 constitutional provision, with regard to the redistricting of assembly,
24 senatorial and congressional districts, and (2) Public Law 94-171,
25 concerning the establishment of a plan identifying the geographic
26 areas for which specific tabulations of population are desired in the
27 decennial census of the United States.

28 Sec. 2. Section 9-314 of the general statutes is repealed and the
29 following is substituted in lieu thereof (*Effective October 1, 2009*):

30 (a) As used in this subsection, "moderator" means the moderator of
31 each state election in each town not divided into voting districts and
32 the head moderator in each town divided into voting districts. The
33 head moderator or moderator, as the case may be, of each town and
34 the town clerk of the town shall jointly make out a [duplicate] list of
35 the votes given in [the moderator's] the town for each of the following
36 officers: Presidential electors, Governor, Lieutenant Governor,
37 Secretary of the State, Treasurer, Comptroller, Attorney General,
38 United States senator, representative in Congress, state senator, judge
39 of probate, state representative and registrars of voters when said
40 officers are to be chosen. [Said] Such list shall include a statement of
41 the total number of names on the official check list of such town and
42 the total number checked as having voted. [The moderator] If the town
43 is divided into voting districts, the head moderator and the town clerk
44 shall also include in such list a breakdown of such election data for
45 each voting district. The moderator or head moderator and the town
46 clerk (1) shall prepare the list on a form prescribed by the Secretary of

47 the State, which shall provide for the data to be presented in a tabular
 48 format, and (2) may transmit such list to the Secretary of the State by
 49 facsimile machine or other electronic means prescribed by the
 50 Secretary of the State, not later than midnight on election day. If [the
 51 moderator transmits] said officials transmit such list by such electronic
 52 means, [the moderator] said officials shall also seal and deliver one of
 53 such lists to the Secretary of the State not later than the third day after
 54 the election. If [the moderator does] said officials do not transmit such
 55 list by such electronic means, [the moderator] said officials shall seal
 56 and deliver one of such lists by hand either [(1)] (A) to the Secretary of
 57 the State not later than six o'clock p.m. of the day after the election, or
 58 [(2)] (B) to the state police not later than four o'clock p.m. of the day
 59 after the election, in which case the state police shall deliver it by hand
 60 to the Secretary of the State not later than six o'clock p.m. of the day
 61 after the election. Any [such] moderator, head moderator or town clerk
 62 who fails to so deliver such list to either the Secretary of the State or
 63 the state police by the time required shall pay a late filing fee of fifty
 64 dollars. The moderator shall also deliver one of such lists to the clerk of
 65 such town on or before the day after such election. The Secretary of the
 66 State shall enter the returns in tabular form in books kept by the
 67 Secretary for that purpose and present a printed report of the same,
 68 with the name of, and the total number of votes received by, each of
 69 the candidates for said offices, to the General Assembly at its next
 70 session. In the event of a recanvass under section 9-311 or 9-311a, the
 71 moderator or head moderator and the town clerk shall deliver any
 72 revisions to such list to the Secretary of the State not later than the day
 73 after the completion of such recanvass. The town clerk of a town that is
 74 divided into voting districts shall certify that he or she has examined
 75 the lists transmitted under this subsection to determine whether there
 76 are any discrepancies between the total number of votes cast for a
 77 candidate at such election in such town and the sum of the votes cast
 78 for the same candidate in all voting districts in such town. In the case
 79 of any such discrepancy, the town clerk shall notify the head
 80 moderator and said officials shall transmit a correction to the Secretary

81 of the State. The Secretary of the State shall retain each list transmitted
 82 under this subsection for not less than ten years after the date of the
 83 election for which it was transmitted.

84 (b) As used in this subsection, "moderator" means the moderator of
 85 each municipal election in each town not divided into voting districts,
 86 and the head moderator in each town divided into voting districts. The
 87 moderator shall forthwith transmit to the Secretary of the State the
 88 results of the vote for each office contested at such election by facsimile
 89 machine or other electronic means prescribed by the Secretary of the
 90 State, not later than midnight on election day. If the moderator
 91 transmits such list by such electronic means, the moderator shall also
 92 seal and deliver one of such lists to the Secretary of the State not later
 93 than the third day after the election. If the moderator does not transmit
 94 such list by such electronic means, the moderator shall seal and deliver
 95 one of such lists by hand either (1) to the Secretary of the State not later
 96 than six o'clock p.m. of the day after the election, or (2) to the state
 97 police not later than four o'clock p.m. of the day after the election, in
 98 which case the state police shall deliver it by hand to the Secretary of
 99 the State not later than six o'clock p.m. of the day after the election.
 100 Any such moderator who fails to so deliver such list to either the
 101 Secretary of the State or the state police by the time required shall pay
 102 a late filing fee of fifty dollars. Such moderator shall include in such
 103 return a statement of the total number of names on the official check
 104 list of such town and the total number checked as having voted. Such
 105 return shall be on a form prescribed by the Secretary of the State.

106 Sec. 3. Section 9-375b of the general statutes is repealed and the
 107 following is substituted in lieu thereof (*Effective October 1, 2009*):

108 Notwithstanding the provisions of sections 9-374 and 9-375, during
 109 the second calendar year following the year in which the decennial
 110 census of the United States is taken, (1) any amendments of the state
 111 rules of a particular party necessitated by redistricting may be made
 112 [in 1992] by a majority vote of the members of the state central

113 committee of such party voting thereon at a meeting called for the
 114 purpose of considering such amendments, and (2) any amendments of
 115 the local rules of a particular party necessitated by redistricting may be
 116 made [in 1992] by a majority vote of the members of the town
 117 committee of such party voting thereon at a meeting called for the
 118 purpose of considering such amendments. [, and any] Any such
 119 [amendment] amendments shall be effective upon the filing of a copy
 120 thereof in the office of the Secretary of the State by the chairman or
 121 vice-chairman of such political party.

122 Sec. 4. Section 9-322a of the general statutes is repealed. (*Effective*
 123 *October 1, 2009*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2009</i>	9-169g
Sec. 2	<i>October 1, 2009</i>	9-314
Sec. 3	<i>October 1, 2009</i>	9-375b
Sec. 4	<i>October 1, 2009</i>	Repealer section

Statement of Purpose:

To accelerate the time within which municipal election officials are required to report election returns, shorten the deadline for recanvass returns, change the format of allowable street maps showing voter district lines, allow the Secretary of the State to impose a fine on town clerks who send maps in late, and adopt the 1992 procedures used to change state and local rules needed because of redistricting for changes needed in 2012.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]